# ANNOUNCEMENT OF FEDERAL FUNDING OPPORTUNITY <u>EXECUTIVE SUMMARY</u>

# FY 2010 Gulf Oil Spill Supplemental Federal Funding Opportunity

- **Federal Agency Name**: Economic Development Administration ("EDA"), Department of Commerce ("DOC")
- Funding Opportunity Title: FY 2010 Gulf Oil Spill Supplemental Federal Funding Opportunity pursuant to Supplemental Appropriations Act, Pub. L. No. 111-212, 124 Stat. 2302 (2010) Availability of funds under section 703 of the Public Works and Economic Development Act of 1965, as amended (42 U.S.C. § 3233)
- **Announcement Type and Date**: Initial announcement of Federal Funding Opportunity ("FFO") dated September 23, 2010.
- Catalog of Federal Domestic Assistance (CFDA) Number: 11.307, Economic Adjustment Assistance
- Application Submissions: Applications are accepted on a continuing basis and processed as received. Applications must be submitted electronically via <a href="www.grants.gov">www.grants.gov</a>, as described in section IV of this FFO announcement. Subject to the availability of funds, winning applicants should expect to receive grant award packages no later than September 2011. EDA expects to have all funding under this FFO awarded by September 2011.
- Funding Opportunity Description: Pursuant to the Supplemental Appropriations Act, Pub. L. No. 111-212, 124 Stat. 2302 (2010), EDA announces general policies and application procedures for the FY 2010 Gulf Oil Spill Supplemental Federal Funding Opportunity. This investment assistance will be made available to help devise and implement short or long-term economic redevelopment strategies and for technical assistance activities to address economic development challenges in regions impacted by the discharge of oil stemming from the April 20, 2010, BP Deepwater Horizon drilling rig explosion.

#### **FULL ANNOUNCEMENT TEXT**

#### I. Funding Opportunity Description

## A. Opportunity objectives and description

Through this FY 2010 Gulf Oil Spill Supplemental Federal Funding Opportunity, EDA intends to award investments in regions affected by the discharge of oil stemming from the April 2010 BP Deepwater Horizon spill. By this announcement, EDA solicits applications for Economic Adjustment Assistance investments (CFDA No. 11.307) authorized by the Public Works and Economic Development Act of 1965, as amended ("PWEDA"). Through the Economic Adjustment Assistance program, funded applications will help develop and implement on a regional basis short or long-term economic redevelopment strategies and technical assistance activities for economic recovery in the recent oil spill-impacted regions in the United States.

The Economic Adjustment Assistance program can offer a wide range of technical, planning, or infrastructure assistance. See 13 C.F.R. § 307.3. This program is designed to respond adaptively to pressing economic recovery issues, and is well suited to help address the challenges faced by regions affected by the April 2010 oil spill. Note however, in order to maximize available funding, EDA will consider applications for planning or technical assistance only. That is, no awards will be made under this competitive solicitation for infrastructure improvements or revolving loan fund grants. For purposes of this FFO and subject to the availability of funds, EDA will make planning or technical assistance awards that, for example, demonstrate the capacity to support economic recovery by fostering the development of short or long-term economic recovery plans; conduct gap analysis that can identify opportunities for strengthening regional competitiveness; examine opportunities for expanding commercialization programs; or strengthen regional efforts to encourage business expansion and creation efforts. In addition, EDA invites applications to address problems on a larger regional, or multi-State basis, both with respect to the development of a macro-economic analysis of the Gulf Coast region, or the development of a business retention and expansion program for the Gulf region.

Section III.B of this FFO establishes distress criteria for funding under this announcement. Only applications meeting the distress criteria will be considered. On the date that EDA receives an application for funding under this FFO, the proposed project may be eligible for investment assistance based on the area having been affected by the discharge of oil that began on April 20, 2010, in connection with the explosion on the BP's mobile offshore drilling unit Deepwater Horizon. EDA will consider appropriate applications that propose to respond to those effects.

This competitive solicitation is for the FY 2010 Gulf Oil Spill Supplemental Federal Funding Opportunity only. Please access the separate FFO announcement posted at <a href="https://www.grants.gov">www.grants.gov</a> for information regarding application and selection processes, time frames, and evaluation criteria for EDA's Economic Adjustment Assistance investments which are funded

under EDA's regular appropriations. EDA's website at <u>www.eda.gov</u> provides additional information on EDA and its programs.

#### B. Statutory authority for EDA's program under this announcement

The statutory authority for the Economic Adjustment Assistance program is section 209 of PWEDA (42 U.S.C. § 3149). EDA's regulations, which will govern an award made under the FY 2010 Gulf Oil Spill Supplemental Federal Funding Opportunity, are codified at 13 C.F.R. chapter III. EDA's regulations and PWEDA are available at <a href="http://www.eda.gov/InvestmentsGrants/Lawsreg.xml">http://www.eda.gov/InvestmentsGrants/Lawsreg.xml</a>.

#### II. Award Information

#### A. Funding availability

Under the Supplemental Appropriations Act, 2010 (Pub. L. No. 111-212, 124 Stat. 2302 (2010)) (the "Act"), Congress appropriated funds to respond to the Gulf of Mexico oil spill. Specifically, under the Act, EDA received a supplemental appropriation in the amount of \$5,000,000 ("Gulf Oil Spill Assistance"):

"[T]o carry out planning, technical assistance and other assistance under section 209, and consistent with section 703(b), of [PWEDA], in States affected by the incidents related to the discharge of oil that began in 2010 in connection with the explosion on, and sinking of, the mobile offshore drilling unit Deepwater Horizon."

In the Act, Congress directed that the Gulf Oil Spill Assistance be carried out "consistent with section 703(b)" of PWEDA (42 U.S.C. § 3233). Accordingly, the federal share of the cost of activities funded with amounts made available may be up to one hundred (100) percent. *See also* section III.C of this FFO for matching share requirements.

Based on the location of the regions affected by the oil spill, EDA will administer the Gulf Oil Spill Assistance in its Atlanta and Austin regional offices as described in section II.B of this FFO. Currently, the average size of technical assistance investments ranges from \$65,000 to \$250,000. For purposes of a multi-State regional award, EDA may consider an award of up to approximately \$1,500,000. Please note that the approximations provided are informational only and are not intended to restrict future awards. If an application is awarded funding, neither the Department of Commerce nor EDA is under any obligation to provide any additional future funding in connection with that award or to make any future award(s). Amendment or renewal of an award to increase funding or to extend the period of performance is at the discretion of the Department of Commerce and of EDA.

#### B. EDA regional office administration of funds

EDA will administer the Gulf Oil Spill Assistance among its Atlanta and Austin regional offices, which together cover the areas that have felt the greatest impact of the oil spill, specifically the States of Louisiana, Mississippi, Alabama, Florida, and Texas.

#### C. Type of funding instrument

Subject to the availability of funds for the FY 2010 Gulf Oil Spill Supplemental Federal Funding Opportunity, EDA will provide grants to selected applicants in order to provide funding for eligible investment activities.

# D. Project periods

Under the Economic Adjustment Assistance program, project periods are dependent on the nature of the project for which the grant for the project is awarded. Typically, strategy grants and implementation grants (e.g., for technical assistance activities) may range from twelve (12) to eighteen (18) months. EDA will work closely with the recipient to accommodate their projected timelines.

### III. Eligibility Information

## A. Eligible applicants

Pursuant to PWEDA, eligible applicants for and eligible recipients of EDA investment assistance under this announcement include a(n): (1) District Organization; (2) Indian Tribe or a consortium of Indian Tribes; (3) State, city or other political subdivision of a State, including a special purpose unit of a State or local government engaged in economic or infrastructure development activities, or a consortium of political subdivisions; (4) institution of higher education or a consortium of institutions of higher education; or (5) public or private non-profit organization or association acting in cooperation with officials of a political subdivision of a State. See section 3 of PWEDA (42 U.S.C. § 3122) and 13 C.F.R. § 300.3.

For the FY 2010 Gulf Oil Spill Supplemental Federal Funding Opportunity, EDA will consider applications submitted by eligible applicants located in or acting on behalf of the oil spill-affected regions. With respect to applications submitted by multiple co-applicants or an organization that is located outside of the States served by the Atlanta or Austin regional offices, EDA will ensure that the application is submitted to the appropriate regional office(s), as necessary, once they are downloaded from www.grants.gov.

#### B. Economic distress criteria

In accordance with 13 C.F.R. parts 301 and 307, EDA will review project eligibility at the time the application for investment assistance under this FFO is received in the applicable regional office. Project eligibility is a threshold consideration.

For Gulf Oil Spill Assistance, project eligibility is predicated upon the area having been affected by the discharge of oil that began on April 20, 2010, in connection with the explosion on, and sinking of, BP's mobile offshore drilling unit Deepwater Horizon. EDA will consider appropriate applications that propose to respond to those effects. Accordingly, in the project narrative as required under section IV.A of this FFO, the applicant must identify and discuss the

economic impacts that the oil spill has had in its region and explain the connection between its proposal and those impacts. Applicants that do not explain how their proposal is responsive to identified economic impacts of the oil spill will be determined ineligible for assistance under this FFO. As of the date of the posting of this FFO, EDA deems the States of Louisiana, Mississippi, Alabama, Florida, and Texas to be the States most severely affected by the discharge of oil. If circumstances dictate, EDA will consider applications from other States should they become affected by the discharge of oil resulting from the April 2010 BP Deepwater Horizon spill.

## C. Cost sharing or matching share requirement

As stated in section III.B, project eligibility under this announcement is predicated upon the applicant demonstrating that the proposed area has been affected by the discharge of oil in connection with the BP Deepwater Horizon drilling rig explosion. Generally, the amount of the EDA grant may not exceed fifty (50) percent of the total cost of the project. Projects may receive an additional amount that shall not exceed thirty (30) percent, based on the relative needs of the region in which the project will be located, as determined by EDA. *See* section 204(a) of PWEDA (42 U.S.C. § 3144) and 13 C.F.R. § 301.4(b)(1).

In the case of EDA investment assistance to a(n) (i) Indian Tribe, (ii) State (or political subdivision of a State) that the Assistant Secretary determines has exhausted its effective taxing and borrowing capacity, or (iii) non-profit organization that the Assistant Secretary determines has exhausted its effective borrowing capacity, the Assistant Secretary has the discretion to establish a maximum EDA investment rate of up to one hundred (100) percent of the total project cost. *See* sections 204(c)(1) and (2) of PWEDA (42 U.S.C. § 3144) and 13 C.F.R. § 301.4(b)(5). Potential applicants should contact the appropriate EDA regional office to make these determinations. While EDA can consider offering assistance at investment rates as described above, the Act also allows EDA to make grants up to one hundred (100) percent pursuant to section 703(b) of PWEDA (42 U.S.C. § 3233). Please note, however, that EDA considers local match an important indication of local priority and generally expects to fund applications that include a local match of at least twenty (20) percent.

While cash contributions are preferred, in-kind contributions, consisting of contributions of space, equipment, or services, or forgiveness or assumptions of debt, may provide the required non-federal share of the total project cost. *See* section 204(b) of PWEDA (42 U.S.C. § 3144). EDA will fairly evaluate all in-kind contributions, which must be eligible project costs and meet applicable federal cost principles and uniform administrative requirements. Funds from other federal financial assistance awards are considered matching share funds only if authorized by statute, which may be determined by EDA's reasonable interpretation of the statute. *See* 13 C.F.R. § 300.3. The applicant must show that the matching share is committed to the project for the project period, will be available as needed, and is not conditioned or encumbered in any way that precludes its use consistent with the requirements of EDA investment assistance. *See* 13 C.F.R. § 301.5.

# IV. Application Submission Information

#### A. Deadlines; how to obtain an application; and required forms

<u>Deadlines</u>. Applications are accepted, reviewed and considered on a continuing basis as received. The applicant is advised to read carefully the instructions contained in this FFO and in all forms contained in the appropriate application package. It is the sole responsibility of the applicant to ensure that the application package is complete and received by EDA.

<u>How to obtain an application</u>. Applicants can access the application package for this competitive solicitation via <u>www.grants.gov</u> *only* and must submit completed applications electronically at <u>www.grants.gov</u>. Please contact the applicable EDA point of contact listed in section VII regarding any questions regarding application materials and submissions.

<u>Required forms</u>. Applicants are required to submit the forms listed below at the time of application. Applications that do not contain all forms, narratives, or attachments listed in this section IV.A may be deemed non-responsive and excluded from consideration. The following forms are required for a complete application package:

- 1. Form ED-900 (Application for Investment Assistance)
- 2. Form SF-424 (Application for Federal Assistance)
- 3. Form SF-424A (Budget Information—Non-Construction Programs)
- 4. Form SF-424B (Assurances—Non-Construction Programs)
- 5. Form CD-511 (Certification Regarding Lobbying)

In addition, applicants may be required to provide certain lobbying information using Form SF-LLL (*Disclosure of Lobbying Activities*) and to submit to a background screening using Form CD-346. Form ED-900 provides detailed guidance to help the applicant assess whether Form SF-LLL is required and how to access it. Please note that, if applicable, one Form SF-LLL must be submitted for each co-applicant that has used or plans to use non-federal funds for lobbying in connection with this competitive solicitation. All key individuals of non-profit applicants and applicants that are first time recipients of EDA or DOC funding are required to provide required individual background screening forms (Form CD-346) for a complete application, but please note that EDA may require other applicants to submit Form CD-346 to comply with DOC requirements. EDA will inform applicants if this is required. Form CD-346 may be accessed at

 $\underline{\text{http://ocio.os.doc.gov/s/groups/public/@doc/@os/@ocio/@oitpp/documents/content/dev01\_002}}\\ 454.pdf.$ 

#### B. Content and form of Form ED-900

Form ED-900 is divided into lettered sections that correspond to specific EDA program components that address all of EDA's statutory and regulatory requirements. Based on the program under which assistance is sought, Form ED-900 details the sections and exhibits which the applicant must complete. Because this competitive solicitation seeks Economic Adjustment

Assistance applications only, the applicant must complete only certain sections as detailed in the table below.

EDA Program	Required Form ED-900 Sections
Economic Adjustment Assistance	Complete Sections A, B, E, and K and
	Exhibit C.

In the narrative statement required under paragraph A.4 of Form ED-900, regarding the project impact and fulfillment of EDA's investment policy guidelines described in section V.B of this FFO, the applicant must describe how the proposed project responds to economic impacts of the oil spill. As noted in section I.A of this FFO, the Gulf Oil Spill Assistance may not be used for construction purposes or revolving loan funds; assistance under this FFO is available for planning and technical assistance only.

To limit the burden on the applicant, EDA may request additional documentation only if it determines that the applicant's project merits further consideration. The Form ED-900 provides detailed guidance on documentation and other information that will be requested if, and only if, EDA selects the project for further consideration. Applications will be processed on a rolling basis upon receipt, and EDA will timely inform the applicant if its application has been selected for further consideration, or if the application has not been selected for funding. As part of the review and selection process described in section V.A below, EDA reserves the right to seek clarifications in writing from applicants for those applications deemed to have highest merit in order to facilitate the selection process.

#### C. Required www.grants.gov submission procedures

#### 1. Required registration.

<u>www.grants.gov</u>, applicants first must register for a <u>www.grants.gov</u> user ID and password. Information about the registration process can be found at <a href="http://www.grants.gov/applicants/get\_registered.jsp">http://www.grants.gov/applicants/get\_registered.jsp</a>. Note that this process can take between three to five business days or as long as four weeks if all steps are not completed correctly. To avoid delays and because applications are processed on a rolling basis as received, EDA strongly recommends that applicants start early and not wait until they are fully prepared to apply before logging on, reviewing the application instructions, and registering at www.grants.gov.

**AOR requirement**. Applicants must register as organizations, not as individuals. As part of the registration process, you must register at least one Authorized Organizational Representative (AOR) for your organization. AORs registered at <a href="www.grants.gov">www.grants.gov</a> are the only officials with the authority to submit applications at <a href="www.grants.gov">www.grants.gov</a>. Therefore, ensure that your organization's application is submitted by anyone other than your organization's AOR, it will be rejected and cannot be considered for this competitive solicitation. Note that a given organization may designate multiple individuals as AORs for <a href="www.grants.gov">www.grants.gov</a> purposes.

Before beginning the application process at <a href="www.grants.gov">www.grants.gov</a>, please carefully review the application instructions for this funding opportunity at <a href="www.grants.gov">www.grants.gov</a> and in this FFO. Your electronic submission will receive a date and time stamp at <a href="www.grants.gov">www.grants.gov</a> and be processed after it is fully uploaded. The time it takes to completely upload an application will vary depending on a number of factors, including the size of the application and the speed of your Internet connection, and the time it takes <a href="www.grants.gov">www.grants.gov</a> to process the application. The following list provides step-by-step instructions for accessing, completing, and submitting an application.

- (a) Ensure that you have installed Adobe Acrobat Reader 8.1.3 on your computer, as other (older or newer) versions of Adobe Acrobat Reader may cause errors.
- (b) Navigate to the URL <u>www.grants.gov</u>.
- (c) Select "Apply for Grants" from the left-hand menu.
- (d) Select "Download a Grant Application."
- (e) Enter EDAGULFOILSPILL09232010 as the Funding Opportunity Number and click on "Download Package."
- (f) Click on the "Download" link.
- (g) Click on "Download Application Instructions."

## 2. <u>Verify submission was successful.</u>

Applicants should save and *print written proof of an electronic submission* made at <a href="www.grants.gov">www.grants.gov</a> and retain such written proof for a year from date of submission. Applicants can expect to receive multiple emails regarding the status of their submission. Since e-mail communication can be unreliable, applicants must proactively check on the status of their application if they do not receive e-mail notifications within a day of submission. It is the applicant's responsibility to verify that its submission was timely received and validated successfully at <a href="www.grants.gov">www.grants.gov</a>.

To see the date and time your application was received, log on to <a href="www.grants.gov">www.grants.gov</a> and click on the "Track My Application" link. For a successful submission, the application must be received and validated by <a href="www.grants.gov">www.grants.gov</a>, and an agency tracking number assigned. If your application has a status of "Received" it is still awaiting validation by <a href="www.grants.gov">www.grants.gov</a>. Once validation is complete, the status will change to "Validated" or "Rejected with Errors." If the status is "Rejected with Errors," your application has not been received successfully. Some of the reasons <a href="www.grants.gov">www.grants.gov</a> may reject an application can be found at <a href="http://www.grants.gov/applicants/submit\_application\_faqs.jsp">http://www.grants.gov/applicants/submit\_application\_faqs.jsp</a>. For more detailed information on why an application may be rejected, please access <a href="http://www.grants.gov/section910/ApplicationErrorTips.pdf">http://www.grants.gov/section910/ApplicationErrorTips.pdf</a>.

#### 3. Systems issues.

If you experience a systems issue (technical problems or glitches with the <a href="www.grants.gov">www.grants.gov</a> site) that you believe threatens your ability to complete a submission, please (i) print any error message received, and (ii) call the <a href="www.grants.gov">www.grants.gov</a> Contact Center at 1-800-518-4726 for immediate assistance. *Please note*: Problems with computer systems at the applicant

organization are not considered system issues, nor is the applicant's failure to complete the required registration before the submission deadline.

# V. <u>Application Review Information</u>

#### A. Review and selection procedures

Application packages that meet all eligibility requirements set out in this announcement are circulated by a project officer within the applicable EDA regional office for review and comments. When the necessary input and information have been obtained, each application is considered by each regional office's investment review committee ("IRC"), comprised of at least three EDA staff members, all of whom will be full-time federal employees. The IRC engages in discussion to (1) determine if each application meets the program-specific award and application requirements provided in 13 C.F.R. §§ 307.2 and 307.4 for Economic Adjustment Assistance, (2) determine if each application satisfies the award requirements set forth in this FFO, (3) assess each application using the evaluation criteria set out below in section V.B, and (4) make recommendations to the Regional Director, as the Deciding Official, regarding which applications to fund.

The IRC documents its recommendations put forth to the Regional Director regarding which applications merit funding. For quality control assurance, EDA Headquarters reviews the IRC's analysis of the project's fulfillment of the investment policy guidelines set forth below in section V.B. After receiving quality control clearance, the Regional Director, considers the evaluations provided by the IRC and the degree to which one or more of the selection factors listed in section V.C are included, in making his decision as to which applications to fund.

#### B. Evaluation criteria

EDA will evaluate applications received under this FFO on the extent to which the proposed project will carry out the purpose of the Gulf Oil Spill Assistance to help respond to the economic impacts of the oil spill. EDA will evaluate applications based on the investment policy guidelines listed in this section, and consider the extent to which a project embodies the maximum number of investment policy guidelines possible and strongly exemplifies at least one. All applications will be competitively evaluated primarily on their ability to satisfy one or more of the following investment policy guidelines, all of equal weight:

- 1. <u>Collaborative regional innovation</u>. Initiatives that support the development and growth of innovation clusters based on existing regional competitive strengths. Initiatives must engage stakeholders; facilitate collaboration among urban, suburban and rural (including Tribal) areas; provide stability for economic development through long-term intergovernmental and public/private collaboration; and, support the growth of existing and emerging industries.
- 2. <u>Public/private partnerships</u>. Investments that use both public and private sector resources and leverage complementary investments by other government/public entities and/or non-profits.

- 3. <u>Global competitiveness</u>. Investments that support high-growth businesses and innovation-based entrepreneurs to expand and compete in global markets.
- 4. <u>Environmentally-sustainable development</u>. Investments that encompass best practices in "environmentally sustainable development," broadly defined, to include projects that enhance environmental quality and develop and implement green products, processes, and buildings as part of the green economy.
- 5. <u>Economically distressed and underserved communities</u>. Investments that strengthen diverse communities that have suffered disproportionate economic and job losses and/or are rebuilding to become more competitive in the global economy
- 6. <u>Total job creation</u>. Investments that demonstrate a clear, comprehensive, and effective strategy for the recruitment, training, placement, and retention of a skilled workforce.
- 7. <u>Implementation schedule</u>. Investments with demonstrated capacity to be implemented quickly and effectively, accelerating positive economic impacts.

In addition to using the investment policy guidelines set forth above, EDA will evaluate all strategy grant applications based on the (1) quality of the proposed scope of work for the development, implementation, revision or replacement of a Comprehensive Economic Development Strategy (CEDS); and (2) qualifications of the applicant to implement the goals and objectives resulting from the CEDS. *See* 13 C.F.R. § 303.3(a)(1) and (2). To ensure that the application fully meets these requirements, applicants should pay particular attention to 13 C.F.R. § 303.7(b), which sets out specific technical requirements for the CEDS.

#### C. Selection Factors

EDA expects to fund applications recommended by the IRC; however, the Deciding Official may decide not to make a selection, or may select an application that was not recommended for any one of several reasons, including the following selecting factors:

- 1. A determination that the application better meets the overall objectives of section 2 of PWEDA (42 U.S.C. § 3121);
- 2. Relative economic distress of the applicant;
- 3. Financial capability of the applicant and feasibility of the proposed budget;
- 4. Availability of program funding;
- 5. Geographic balance in distribution of program funds;
- 6. A determination that the application proposes a project with a broad, multi-State impact; or
- 7. The applicant's performance under previous federal financial assistance awards.

The Regional Director's final decision must be consistent with EDA's and the U.S. Department of Commerce's published policies. Any time the Regional Director makes a

selection that differs from the IRC's recommendations, the Regional Director will document the rationale for the decision in writing.

#### **D.** Intergovernmental review

Applications for EDA investment assistance are subject to the requirements of Executive Order ("EO") 12372, "*Intergovernmental Review of Federal Programs*." To find out more about a State's process under EO 12372, applicants may contact their State's Single Point of Contact ("SPOC"). Names and addresses of some States' SPOCs are listed on the Office of Management and Budget's home page at <a href="https://www.whitehouse.gov/omb/grants/spoc.html">www.whitehouse.gov/omb/grants/spoc.html</a>.

## VI. Award Administration Information

#### A. Award notices

Applicants will be notified if their applications are selected for further consideration. Unsuccessful applicants will be notified that their applications were not recommended for funding. Unsuccessful applications will be retained in the EDA regional office in accordance with EDA's record retention schedule.

If the application is selected for funding, the EDA Grants Officer will issue the grant award (Form CD-450), which is the authorizing financial assistance award document. By signing the Form CD-450, the recipient agrees to comply with all award provisions. EDA will provide the Form CD-450 by mail or overnight delivery to the appropriate business office of the recipient's organization. The recipient must sign and return the Form CD-450 without modification within thirty (30) days of receipt.

#### **B.** Reporting requirements

All recipients are required to submit financial and performance (technical) reports (preferably in electronic format) in accordance with the terms and conditions of the grant award.

#### C. Uniform administrative requirements and federal cost principles

The uniform administrative requirements for Department of Commerce grants and cooperative agreements are codified at 15 C.F.R. parts 14 and 24. EDA allowable costs are determined in accordance with the following regulations (incorporated by reference at 15 C.F.R. parts 14 and 24): (1) 2 C.F.R. part 220, Cost Principles for Educational Institutions (OMB Circular A-21); (2) 2 C.F.R. part 225, Cost Principles for State, Local and Indian Tribal Governments (OMB Circular A-87); (3) 2 C.F.R. part 230, Cost Principles for Nonprofit Organizations (OMB Circular A-122); and (4) Federal Acquisition Regulation Subpart 31.2, Contracts with Commercial Organizations, codified at 48 C.F.R. § 31.2. Applicable administrative requirements and federal cost principles are incorporated by reference into the terms and conditions of each EDA award.

## D. OMB Circular A-133 audit requirements

Single or program-specific audits shall be performed in accordance with the requirements contained in OMB Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations," and the related Compliance Supplement. OMB Circular A-133 requires any non-federal entity (i.e., non-profit organizations, including non-profit institutions of higher education and hospitals, states, local governments, and Indian Tribes) that expends federal awards of \$500,000 or more in the recipient's fiscal year to conduct a single or program-specific audit in accordance with the requirements set out in the Circular. Applicants are reminded that EDA or the U.S. Department of Commerce's Office of Inspector General also may conduct an audit of an award at any time.

#### VII. Agency Contacts

As stated in section I.A of this FFO, this competitive solicitation is for the FY 2010 Gulf Oil Spill Supplemental Federal Funding Opportunity only. If you have a project that is located in the oil spill-affected regions of Alabama, Florida, Louisiana, Mississippi, or Texas, please contact the applicable regional office representative listed below.

1. Atlanta Regional Office 401 West Peachtree Street, NW Suite 1820 Atlanta, Georgia 30308

Point of Contact: Lauren Dupuis

Telephone: 404-730-3035

Email Address: <u>LDupuis@eda.doc.gov</u> Serves: Alabama, Florida, Mississippi<sup>1</sup>

Austin Regional Office
 504 Lavaca Street, Suite 1100
 Austin, Texas 78701

Point of Contact: Jessica Falk Telephone: 512-381-8168

Email Address: JFalk@eda.doc.gov

Serves: Louisiana, Texas<sup>2</sup>

<sup>&</sup>lt;sup>1</sup> The Atlanta regional office also serves Georgia, Kentucky, North Carolina, South Carolina and Tennessee.

<sup>&</sup>lt;sup>2</sup> The Austin regional office also serves Arkansas, New Mexico and Oklahoma.